



Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated above with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, Mail P.O. Box 1450, Alexandria, VA 22313-1450.

Susan Strickland

Date Deposited: December 30, 2005

Date of Signature: 12/30/2005

Attorney Docket No. 824

Customer Number: 35467

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Fischer, et al.

Serial No.: 10/663,449

Filed: September 16, 2003

For: METHOD OF DETERMINING GLOBAL COAGULABILITY AND HEMOSTATIC POTENTIAL

Confirmation No.: 2189

Group Art Unit: 1655

Examiner: Ralph J. Gitomer

December 30, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

S I R:

Pursuant to the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants submit this Information Disclosure Statement (IDS) in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98. More particularly, this IDS is filed under 1.97(c)(2) before the mailing date of a final action under §1.113 and is accompanied by the fee set forth in §1.17(p) of \$180.00. It is respectfully requested that the disclosed references be made of record in the above-identified application and that they be given careful consideration. The references are also listed in Form PTO-1449 which is enclosed herewith.

01/04/2006 HGUTEMA1 00000067 500364 10663449

02 FC:1806 180.00 DA

Copies of the Non-U.S. Patent References are enclosed herewith. Pursuant to the

1273 Off. Gaz. Pat. Office 55, copies of the U.S. patents are not included because the application

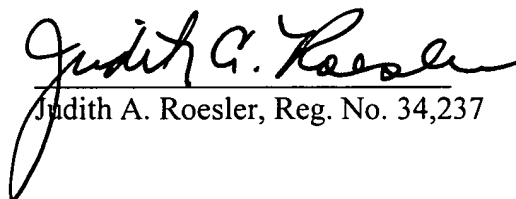
was filed after June 30, 2003.

This submission is not an admission that the information disclosed in the references is material to the patentability of the invention disclosed and/or claimed in the above-identified application or that the references have effective dates early enough to be prior art with the meaning of 35 U.S.C. §102 or 103.

Authorization for the payment of a fee of \$180.00 under §1.17 (p) is provided to be charged to Deposit Account No. 50-0364.

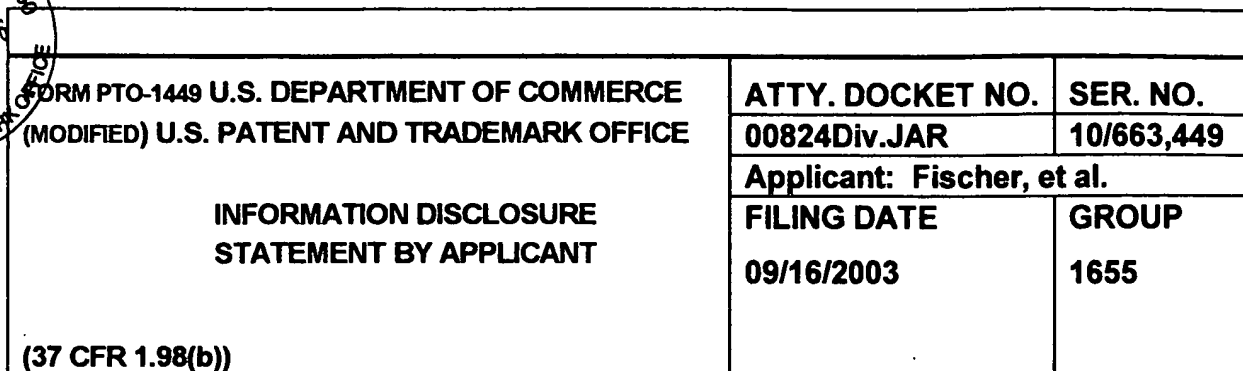
Respectfully submitted,

Dec 30, 2005


Judith A. Roesler, Reg. No. 34,237

bioMérieux, Inc.
Patent Department
100 Rodolphe Street
Durham, NC 27712
Tel. No. (919) 620-2915

Enclosures: PTO-1449



| Examiner Initial | Cite No. ¹ | Patent Number | Issue Date | Patentee | Filing Date |
|------------------|-----------------------|---------------|------------|-----------------|-------------|
| _____ | | 5,472,852 | 12/05/1995 | Smirnov, et al. | |
| _____ | | 5,646,046 | 07/08/1997 | Fischer, et al. | |
| _____ | | 5,625,036 | 04/29/1997 | Hawkins, et al. | |
| _____ | | 5,716,795 | 02/10/1998 | Matschiner | |
| _____ | | 6,090,570 | 07/18/2000 | Kraus | |
| _____ | | 6,245,573 | 06/12/2001 | Spillert | |
| _____ | | 5,192,689 | 03/09/1993 | Hemker, et al. | |
| _____ | | 5,726,028 | 03/10/1998 | Kraus | |
| _____ | | 5,508,202 | 04/16/1996 | Enomoto, et al. | |
| _____ | | 5,292,664 | 03/08/1994 | Fickenscher | |
| _____ | | 5,443,960 | 08/22/1995 | Dahlback | |
| _____ | | 6,101,449 | 08/08/2000 | Givens, et al. | |
| _____ | | 6,743,596 | 06/01/2004 | Fischer, et al. | |
| _____ | | 6,321,164 | 11/20/2001 | Braun, et al. | |
| _____ | | 6,645,768 | 11/11/2003 | Tejidor, et al. | |

| Examiner Initial | Document Number | Publication Date | Country or Patent Office | Translation Yes/No |
|------------------|-----------------|------------------|--------------------------|--------------------|
| _____ | CA 2,252,983 | 05/07/1999 | Canada | English |
| _____ | WO 93/10261 | 05/27/1993 | PCT | English |
| _____ | WO 00/46603 | 08/10/2000 | PCT | English |

OTHER DOCUMENTS
(Including Author, Title, Date, Relevant Pages, Place of Publication)

| Examiner Initial | Cite No. ¹ | |
|------------------|-----------------------|--|
| _____ | | Cawthorn, Kevin M., et al., "Blood coagulation in hemophilia A and hemophilia C," <u>Blood</u> , Vol. 91, No. 12, 15 June 1998, pp 4581-4592. |
| _____ | | Duchemin, Jerome, et al., "A New Assay Based on Thrombin Generation Inhibition to Detect Both Protein C and Protein S Deficiencies in Plasma", <u>Thrombosis and Haemostasis</u> , Vol. 7, No. 3, pages 331-338 (1994) |
| _____ | | Mann, Kenneth G., "Biochemistry and Physiology of Blood Coagulation", <u>Thrombosis and Haemostasis</u> , Vol. 82, No. 2, pages 165-174 (1999) |
| _____ | | Holmes, et al., "Novel, Bedside, Tissue-Factor-Dependent Clotting Assay Permits Improved Assessment of Combination Antithrombotic and Antiplatelet Therapy," <u>Circulation</u> , pp. 2051-2057, (Oct. 2000) |
| _____ | | Rand, et al., "Blood Clotting in Minimally Altered Whole Blood," <u>Blood</u> , Vol. 88, No. 9, pp. 3432-3445 (Nov. 1996) |
| _____ | | International Search Report for International Applications Serial No. PCT/US01/32564 dated April 25, 2002 |
| _____ | | Supplementary Partial European Search Report for European Application No. 01983170.0 dated Sept. 26, 2005 |

| EXAMINER | DATE CONSIDERED |
|----------|-----------------|
| _____ | _____ |

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation number (optional)